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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/809,914	03/26/2004	Alan R. Kathman	280/096

Digital Optics Corporation
 Attn: Michael R. Feldman, Ph. D
 9815 David Taylor Drive
 Charlotte, NC 28262



CONFIRMATION NO. 6757

FORMALITIES LETTER



OC000000012881442

Date Mailed: 06/07/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Large Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

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08/09/2004 LWNDI#1 00000063 501364

385.00 DA
65.00 DA01 FC:2001
02 FC:2051

A copy of this notice MUST be returned with the reply.

S. Grooms

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO. 280/096

In re patent application of
Alan D. KATHMAN, et al.

Attn: Applications

Serial No. 10/809,914

Filed: March 26, 2004

For: WAFER BASED OPTICAL CHASSIS AND ASSOCIATED METHODS

TRANSMITTAL LETTER

MAIL STOP Missing Part
Commissioner for Patents
P.O. Box 1450
Alexandria, VA. 22313-1450

Sir:

Responsive to the Notice to File Missing Parts of Application under 37 CFR 1.53(d) mailed June 7, 2004, attached hereto are the following to complete the formal filing requirements in the above-identified application:

- X Declaration and Power of Attorney signed by each Inventor.
- X Please charge our deposit account no. 50-1364 in the amount of \$450.00, in payment of the \$385.00 official Government filing fee, and the \$65.00 surcharge.
- X Assignment to Digital Optics Corporation
(please charge the recordation fee of \$40.00 to our Deposit Account No. 50-1364.
- X A copy of the Notice to File Missing Parts of Application (Form PTO-1533) mailed June 7, 2004.

Serial No. 10/809,914

The Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-1364.

Respectfully submitted,

August 6, 2004



Susan S. Morse

Registration No. 35,292

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